

1 BILL NO. S-83-06-13

2 SPECIAL ORDINANCE NO. S-117-83

3 AN ORDINANCE approved Change Order  
4 No. 3, Res. #325-80, Spy Run Study  
5 Area, C-180599-07, Elkridge Addition,  
with Butler & Butler Inc., in connec-  
tion with the Board of Public Works.

6 NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL  
7 OF THE CITY OF FORT WAYNE, INDIANA:

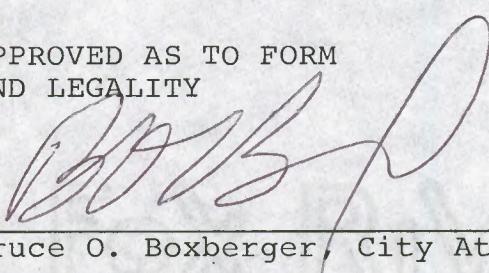
8 SECTION 1. That Change ORder No. 3, Res. #325-80, Elk-  
9 ridge Addition, Spy Run Area, C-180599-07, with Butler & Butler,  
10 Inc., in connection with the Board of Public Works for:

11 Change Order #3, Spy Run Study Area C-180599-07,  
12 Res. 325-80, "Elkridge Addition", needs an ex-  
13 tension of time because there was a major change  
14 in the original design. All such changes were  
15 detailed and justified in the previously ap-  
16 proved change order No. 2. Awaiting such de-  
17 sign change approvals from different State and  
18 Federal agencies for such changes, delayed the  
19 project. All major work is already completed.  
20 However, some of the work such as restoration  
21 and landscaping could not be completed due to  
22 weather. We feel an extension of time until  
23 June 30, 1983, should be sufficient to com-  
plete this project.

24 This involves no money and all as more particularly set forth in  
25 the specifications, and which is on file with the Office of the  
26 Board of Public Works, and is by reference incorporated herein,  
27 made a part hereof and is hereby in all things ratified, confirmed  
28 and approved.

29 SECTION 2. That this Ordinance shall be in full force  
30 and effect from and after its passage and any and all necessary  
31 approval by the Mayor.

32 APPROVED AS TO FORM  
33 AND LEGALITY

34   
35 Bruce O. Boxberger, City Attorney

36   
37 Cicture Deruapp  
38 Councilmember

**CHANGE ORDER.**

Change Order No. 3  
Project No. C-180599-07  
Name of Project: "Elkridge Addition"

Resolution No. 325-80  
Board Order No. 16-80  
Date: 5/4/81

To: Butler & Butler, Inc.  
(Contractor)

73-41-35  
5/15/83

Gentlemen:

You are hereby requested to comply with the following changes from the contract plans and specifications:

The sum of \$ N/A is hereby (added to) (deducted from) the total contract price and the final contract price shall be adjusted as follows:

Original Contract Price

**Current Contract Price Adjusted by Previous Change Order**

New Contract Price including this Change Order

5 196,160.00

\$ 175,220.50

\$ 175,220.50

The time provided for completion in the contract for this project is ~~extended~~ (increased) \_\_\_\_\_ by 186 calendar days due to this Change Order. The date for completion of all work shall be June 30, 1983. Furthermore, this document shall become an amendment to the contract, and all provisions of the contract shall apply hereto.

Recommended by: George Anthony Chief Engineer

Date 5/21/83

Accepted by: Kern Butter, Son & Morrison Contractor

Date 5-4-1983

Date 5/16/83

Approved by: John W. Tracy Owner

Date 5-18-83

Attested by: Donald G. Kennedy Clerk

Clerk Date 5-18-02

Change Order No. 3

Resolution No. 325-80

Board Order No. 16-80

**REQUEST AND JUSTIFICATION FOR CHANGE**

1. Necessity for change: \_\_\_\_\_

SEE ATTACHED

2. Will proposed change alter size of the project? Yes        No       X        
If yes, explain

3. Affect on operation and maintenance cost of this project:  
The extension of time should not have any effect on the operation and/or maintenance cost of this project.

Barney J. Marshall 3-4-83

JUSTIFICATION FOR CHANGE ORDER NO. 3  
Spy Run Study Area C-180599-07 - B.O. 16-80  
Resolution 325-80 "Elkridge Addition"

Butler & Butler, Contractor

The extension of time became necessary as there was a major change in the original design. All such changes were detailed and justified in the previously approved change order No. 2.

Awaiting such design change approvals from different State and Federal agencies for such changes, delayed the project.

All major work is already completed. However, some of the work such as restoration and landscaping could not be completed due to weather. We feel an extension of time until 30 June 1983 should be sufficient to complete the project.

DATE: 6-14-83

6 o'clock P.M., E.S.T.  
Sandra F. Kennedy CITY CLERK

Read the third time in full and on motion by Scruggs,  
seconded by Die Junta, and duly adopted, placed on its  
passage. PASSED (LOST) by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	<u>9</u>	—	—	—	—
<u>BRADBURY</u>	✓	—	—	—	—
<u>BURNS</u>	✓	—	—	—	—
<u>EISBART</u>	✓	—	—	—	—
<u>GiaQUINTA</u>	✓	—	—	—	—
<u>SCHMIDT</u>	✓	—	—	—	—
<u>SCHOMBURG</u>	✓	—	—	—	—
<u>SCRUGGS</u>	✓	—	—	—	—
<u>STIER</u>	✓	—	—	—	—
<u>TALARICO</u>	✓	—	—	—	—

DATE: 6-28-81

Sandra F. Kennedy - CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne,  
Indiana, as (ZONING MAP) (GENERAL) (ANNEXATION) (SPECIAL)  
(APPROPRIATION) ORDINANCE (RESOLUTION) NO. S-117-83.  
on the 28th day of June, 1983.

ATTEST:

(SEAL)

Sandra F. Kennedy  
CITY CLERK

Bay-A  
PRESIDING OFFICE

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on  
the 29th day of June, 1983, at the hour of  
11:30 o'clock A.M., E.S.T.

Sandra F. Kennedy CITY CLERK

Approved and signed by me this 30th day of June  
1983, at the hour of 4 o'clock P.M., E.S.T.

WIN MOSES JR - MAYOR

BILL NO. S-83-06-13

REPORT OF THE COMMITTEE ON CITY UTILITIES

WE, YOUR COMMITTEE ON City Utilities TO WHOM WAS REFERRED AN  
ORDINANCE approved Change Order No. 3, Res. #325-80, Spy Run Study  
Area, C-180599-07, Elkridge Addition, with Butler & Butler Inc., in  
connection with the Board of Public Works

HAVE HAD SAID ORDINANCE UNDER CONSIDERATION AND BEG LEAVE TO REPORT  
BACK TO THE COMMON COUNCIL THAT SAID ORDINANCE DO PASS.

VICTURE L. SCRUGGS, CHAIRMAN

SAMUEL J. TALARICO, VICE CHAIRMAN

DONALD J. SCHMIDT

MARK E. GIAQUINTA

PAUL M. BURNS

UGGS, CHAIRMAN	<u>Victor Derrigo</u>
RICO, VICE CHAIRMAN	<u>Samuel J. Talavera</u>
IDT	<u>John</u>
NTA	<u>Mark G. Grunder</u>
	<u>Sam J. Morris</u>

1-83-06-13  
631: Admn. Appr.

TITLE OF ORDINANCE Change Order #3, Res. 325-80, Elkriddle Addn., Spy Run Area  
C-180599-07

DEPARTMENT REQUESTING ORDINANCE Board of Public Works

SYNOPSIS OF ORDINANCE Change Order #3, Spy Run Study Area C-180599-07, Res. 325-  
"Elkriddle Addition, needs an extension of time because there was a major  
change in the original design. All such changes were detailed and justified  
in the previously approved change order No. 2. Awaiting such design change  
approvals from different State and Federal agencies for such changes, delaye  
the project. All major work is already completed. However, some of the  
work such as restoration and landscaping could not be completed due to weath  
We feel an extension of time until June 30, 1983, should be sufficient to  
complete the project. Butler & Butler is the contractor.

EFFECT OF PASSAGE Time Extension.

EFFECT OF NON-PASSAGE

MONEY INVOLVED (DIRECT COSTS, EXPENDITURE, SAVINGS) None

ASSIGNED TO COMMITTEE